

## Message Text

CONFIDENTIAL

PAGE 01 STATE 021074  
ORIGIN SAB-02

INFO OCT-01 ARA-10 ISO-00 TRSE-00 ACDA-12 AID-05 IO-13  
CIAE-00 DODE-00 PM-05 H-01 INR-07 L-03 NSAE-00  
PA-01 PRS-01 SP-02 SS-15 NSCE-00 SSO-00 USIE-00  
INRE-00 HA-05 /083 R

DRAFTED BY S/AB:DHPOPPER:RVC  
APPROVED BY S/AB:DHPOPPER  
D:WCHRISTOPHER (SUBSTANCE)  
-----031059 261650Z /45  
O 261621Z JAN 78  
FM SECSTATE WASHDC  
TO AMEMBASSY PANAMA IMMEDIATE

C O N F I D E N T I A L STATE 021074

FOR AMBASSADOR JORDEN

E.O. 11652: GDS

TAGS: PN, PEPR

SUBJECT: SFRC STAFF "UNDERSTANDINGS" ON PANAMA TREATIES

1. FOR YOUR INFORMATION ONLY, FOLLOWING ARE TEXTS OF  
THREE "UNDERSTANDINGS" PREPARED BY STAFF OF SENATE FOREIGN  
RELATIONS COMMITTEE, WHICH WILL FIGURE IN PREPARATION OF  
SFRC REPORT ON PANAMA TREATIES, AT SFRC MARKUP SESSIONS  
BEGINNING THIS MORNING. WE MAY BE CONSULTING YOU ON THESE  
LATER TODAY.

2. BEFORE THE PERIOD AT THE END OF THE RESOLUTION OF  
RATIFICATION INSERT THE FOLLOWING: "SUBJECT TO THE  
FOLLOWING UNDERSTANDING:

ANY AGREEMENT CONCLUDED PURSUANT TO ARTICLE IX, PARAGRAPH  
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11 WITH RESPECT TO THE TRANSFER OF PRISONERS SHALL BE  
CONCLUDED IN ACCORDANCE WITH THE CONSTITUTIONAL PROCESSES  
OF BOTH PARTIES".

3. BEFORE THE PERIOD AT THE END OF THE RESOLUTION OF  
RATIFICATION INSERT A COMMA AND THE FOLLOWING: "SUBJECT  
TO THE FOLLOWING UNDERSTANDING:

THE PRESIDENT SHALL INCLUDE ALL AMENDMENTS, RESERVATIONS,  
UNDERSTANDINGS, DECLARATIONS, OR OTHER STATEMENTS ADOPTED  
BY THE SENATE RESPECTING THIS TREATY IN THE INSTRUMENT  
OF RATIFICATION EXCHANGED WITH THE GOVERNMENT OF THE  
REPUBLIC OF PANAMA."

4. BEFORE THE PERIOD AT THE END OF THE RESOLUTION OF  
RATIFICATION INSERT A COMMA AND THE FOLLOWING: "SUBJECT  
TO THE FOLLOWING UNDERSTANDING:

THE UNITED STATES DOES NOT CONSTRUE ARTICLE XII, PARAGRAPH  
2, CLAUSE B AS PRECLUDING THE PRESIDENT FROM EXERCISING  
HIS CONSTITUTIONAL AUTHORITY TO NEGOTIATE WITH ANY STATE  
REGARDING AN INTEROCEANIC CANAL ROUTE OR OPTION IN THE  
WESTERN HEMISPHERE, BUT THAT PURSUANT TO SUCH PROVISION  
THE UNITED STATES WILL NOT CONCLUDE WITH A THIRD STATE  
A TREATY FOR THE RIGHT TO CONSTRUCT AN INTEROCEANIC CANAL  
ON ANY OTHER ROUTE IN THE WESTERN HEMISPHERE, EXCEPT AS  
THE TWO PARTIES TO THE PANAMA CANAL TREATY AGREE".

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NNN

## Message Attributes

**Automatic Decaptioning:** Z  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** AGREEMENTS, CANALS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 26 jan 1978  
**Decaption Date:** 20 Mar 2014  
**Decaption Note:** 25 YEAR REVIEW  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 20 Mar 2014  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1978STATE021074  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** DHPOPPER:RVC  
**Enclosure:** n/a  
**Executive Order:** GS  
**Errors:** N/A  
**Expiration:**  
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**Litigation History:**  
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**Office:** ORIGIN SAB  
**Original Classification:** CONFIDENTIAL  
**Original Handling Restrictions:** ONLY  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
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**Previous Classification:** CONFIDENTIAL  
**Previous Handling Restrictions:** ONLY  
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**Review Release Event:** n/a  
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**Review Withdrawn Fields:** n/a  
**SAS ID:** 3707423  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** SFRC STAFF \"UNDERSTANDINGS\" ON PANAMA TREATIES  
**TAGS:** PEPR, PBOR, PN, US, PQ  
**To:** PANAMA  
**Type:** TE  
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**Review Markings:**  
Sheryl P. Walter  
Declassified/Released  
US Department of State  
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20 Mar 2014  
**Markings:** Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014